

IN THE UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF MASSACHUSETTS

PACIFIC INDEMNITY COMPANY )  
15 Mountain View Road )  
Warren, NJ 07061-1615 )  
 )  
Plaintiff, )  
 )  
v. )  
ALFRED KEMP, Individually and d/b/a )  
KEMP PLUMBING )  
P.O. Box 1322 )  
Pembroke, MA 02359 )  
 )  
and )  
 )  
MARTIN SANDBORG, Individually and d/b/a )  
SANDBORG PLUMBING AND HEATING )  
13 Liberty Street )  
Sandwich, MA 02563, )  
 )  
Defendants. )  
 )

C.A. No.: 04-11975-RWZ  
BBO# 552588

1. Was the defendant, Alfred Kemp, negligent?

YES \_\_\_\_\_ NO \_\_\_\_\_

If your answer to Question No. 1 is "NO", go on to Question No. 3.  
If your answer to Question No. 1 is "YES", go on to Question No. 2.

2. Was the negligence of the defendant Alfred Kemp a proximate cause of the injuries and damages to the plaintiff?

YES \_\_\_\_\_ NO \_\_\_\_\_

Go on to Question No. 3.

3. Did the defendant, Martin Sandborg, breach the implied warranty of workman-like performance?

YES \_\_\_\_\_ NO \_\_\_\_\_

If your answer to Question No. 3 is "NO", go no further and return to the courtroom.

If your answer to Question No. 3 is "YES", go on to Question No. 4.

4. Was the breach the implied warranty of workman-like performance by defendant Martin Sandborg a proximate cause of the injuries and damages to the plaintiff?

YES \_\_\_\_\_ NO \_\_\_\_\_

DATED: \_\_\_\_\_

\_\_\_\_\_  
FOREPERSON

CERTIFICATE OF SERVICE

I, Christopher G. Betke, hereby certify that on the 26th day of March, 2007, I served a copy of the within document upon all counsel of records by serving counsel via electronic filing to: Matthew H. Feinburg, Esq., Feinberg & Kamholtz, 125 Summer Street, 6<sup>th</sup> Floor, Boston MA 02110; Daniel Q. Harrington, Esq., Cozen & O'Connor, 1900 Market Street 3<sup>rd</sup> Floor, Philadelphia, PA 19103; Philip Tierney, Esq., Finnegan, Underwood, Ryan & Tierney, 22 Battery March Street, Boston, MA 02109.

/s/ Christopher G. Betke  
Christopher G. Betke